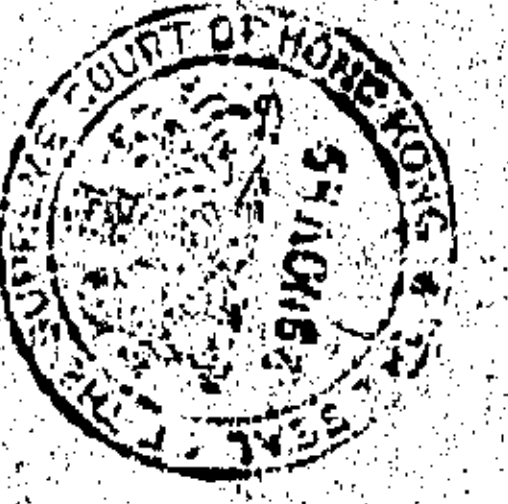


The China Mail.



Established February, 1842.

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號七廿月一十年九十八百八千一英

HONGKONG, WEDNESDAY, NOVEMBER 27, 1889.

日五初月一十年丑己

Price, \$2 per Month.

AGENTS FOR THE CHINA MAIL.

LONDON—F. ALLEN, 11 & 12, Clement's Lane, Lombard Street, E.C. 3. GOSWELL STREET & CO., 30, Cornhill. GORDON & GOSWELL, Ludgate Circus, E.C. 4. HENDY & CO., 37, Wallbrook, E.C. 4. SAMUEL DRAGON & CO., 150 & 154, Leadenhall Street. W. M. WATKINS, 151, Cannon Street, E.C. 4. ROBERT WATSON, 150, Fleet Street.

PARIS AND EUROPE—AMBER PUNCH, 36, Rue Lafayette, Paris.

NEW YORK—J. NEWART HAPPER, THE CHINESE EVANGELIST OFFICE, 52, West 22d Street.

SAN FRANCISCO and American Ports generally—BRAN & BLACK, San Francisco.

AUSTRALIA, TASMANIA, AND NEW ZEALAND—GORDON & GOSWELL, Melbourne and Sydney.

ORIENT—W. M. SMITH & CO., The APOTHECARIES CO., Colombo.

SINGAPORE, STRAITS, &c.—SAYLE & CO., Square, Singapore. C. HENDERSON & CO., Malacca.

CHINA—MAGDO P. A. DE CRUZ, Sagadah, Quilich & Co., Amoy, N. MOALLE, Fochow, Hedong & Co., Shanghai, LANE, CRAWFORD & CO., and KELLY & CO., Yokohama, Lane, CRAWFORD & CO., and KELLY & CO.

Banks.

NOTICE.

RULES OF THE HONGKONG SAVINGS BANK.

- 1.—The business of the above Bank will be conducted by the Hongkong and Shanghai Banking Corporation, at their premises in Hongkong. Business hours on week-days, 10 to 3; Saturdays, 10 to 1.
- 2.—Sums less than \$1, or more than \$250 at one time will not be received. No depositor may deposit more than \$2,500 in any one day.
- 3.—Depositors in the Savings Bank having \$100 or more at their credit may at their option transfer the same to the Hongkong and Shanghai Banking Corporation on fixed deposit for 12 months at 5 per cent. per annum interest.
- 4.—Interest at the rate of 3 per cent. per annum will be allowed to depositors on their daily balances.
- 5.—Each depositor will be supplied gratis with a Pass-Book which must be produced with each payment or withdrawal. Depositors must not make any entries themselves in their Pass-Books but should send them to be written up at least twice a year, about the beginning of January and beginning of July.
- 6.—Correspondence as to the business of the Bank if marked *Hongkong Savings Bank* is forwarded free by the various British Post Offices in Hongkong and China.
- 7.—Withdrawals may be made on demand, but the personal attendance of the depositor or his duly appointed agent, and the production of his Pass-Book are necessary.

For the
HONGKONG & SHANGHAI BANKING CORPORATION,
G. E. NOBLE,
Chief Manager.

Hongkong, January 1, 1889. 754

HONGKONG & SHANGHAI BANKING CORPORATION.

PAID-UP CAPITAL, \$7,500,000
RESERVE FUND, \$4,000,000
RESERVE LIABILITY OF PRO-
PRIETORS, \$7,500,000

COURT OF DIRECTORS.
Chairman—W. H. FORBES, Esq.
Deputy Chairman—H. L. DARTMOUTH, Esq.
W. G. BRIDGES, Esq. S. C. MICHAELSEN, Esq.
T. E. DAVIES, Esq. J. S. MOSES, Esq.
J. F. HOLLIDAY, Esq. L. FOSBERGER, Esq.
Hon. J. J. KESWICK. N. A. SING, Esq.
Hon. B. LAYTON. E. A. SOLOMON, Esq.

CHIEF MANAGER.
G. E. NOBLE, Esq.
MILNER.
Shanghai, JOHN WALTER, Esq.
LONDON BANKERS, J. M. GOSWELL & Co., Ltd.

HONGKONG.
INTEREST ALLOWED.
On Current Deposit Account at the rate of 2 per cent. per annum on the daily balance.

On Fixed Deposits—
For 3 months, 2 per cent. per annum.
" 6 " 4 per cent. " "
" 12 " 5 per cent. " "

LOCAL BILLS DISCOUNTED.
Credits granted on approved Securities, and every description of Banking and Exchange business transacted.
Drafts granted on London, and the chief Commercial places in Europe, India, Australia, America, China and Japan.

G. E. NOBLE,
Chief Manager.
Hongkong, August 24, 1889. 303

Intimations.

EAST BORNEO PLANTING COMPANY, LIMITED.

THE First Ordinary General Meeting of the SHAREHOLDERS in the above Company will be held at the HONGKONG HOTEL on MONDAY, the 2nd December, at Noon, for the purpose of presenting the Report of the Directors and Statement of Account to 30th September last.

The Transfer Books of the Company will be CLOSED from the 21st Instant to the 2nd Proximo, both days inclusive.

GIBB, LIVINGSTON & CO.,
General Agents.

Hongkong, November 16, 1889. 2173

THE BALMORAL GOLD MINING COMPANY, LIMITED.

BY Order of the Board of Directors the Undersigned has this Day been CONSTITUTED in the position of SECRETARY of the Company.

SCRIP will be Exchanged for BANKERS' RECEIPTS on application at the Company's Office—2, Pedder's Street, on and after the 25th Instant.

K. A. STEVENS.
Hongkong, November 22, 1889. 2205

Intimations.

GYMKHANA.

THE GYMKHANA will be held on THURSDAY, the 28th Inst., on the RACECOURSE, commencing at 2.30 p.m. Present entries stand good, but post entries will be taken for the Polo Ball Race. All communications on Gykhana matters to be addressed in future to G. A. BRAMWELL, Esq., Wellington Barracks, and not to the undersigned.

Enclosure tickets for the Gykhana on Thursday, the 28th inst., are procurable from Messrs Kelly and Walsh. Prices \$1. Ladies and Members of the Jockey and Polo Club free.

W. FLETCHER,
Secretary, Polo Club.
Hongkong, November 26, 1889. 2233

HONGKONG LITERARY SOCIETY.

THE First MEETING of the SESSION 1889-90, will take place on THURSDAY, the 28th November, at 9 p.m., at 18, Bank Building, when the Rev. JOHN CHAMBERS, LL.D., will deliver an address.

BUSINESS: Election of Officers and Committee. Award for the best collection of Hongkong Moths and Butterflies.

JAMES CANTLIE,
Hon. Secretary.
Hongkong, November 26, 1889. 2244

THE SHAMEN HOTEL AND LAND COMPANY, LIMITED.

WANTED.

A MANAGER for the HOTEL at SHAMEN, to be opened in about Three Weeks' time. Apply by Letter only to the SECRETARY. References and Particulars as to Salary, &c., require.

J. A. BARRIOTO,
Secretary,
No. 2, D'Agulhar Street.
Hongkong, November 26, 1889. 2245

NOTICE.

STOLEN.

THE following SHARE CERTIFICATES, namely: ONE SHARE CERTIFICATE for 25 SHARES in the CHINA BORNEO COMPANY, Nos. 4553/4577.

FOUR SHARE CERTIFICATES for 25 SHARES each in the PEAK BUILDING COMPANY, Nos. 2589/2610, 2611/2635, 2636/2660 and 2661/2685.

The said CERTIFICATES are all MADE OUT in the Name of HENRY EDWARD POLLOCK, and all Persons are hereby WARNED from dealing with the same in any way.

HENRY EDWARD POLLOCK,
BANK BUILDINGS,
Hongkong, November 26, 1889. 2248

GOVERNMENT NOTIFICATION.

No. 484.

WANTED THE LEASE of a HOUSE, or PART of a HOUSE, situated in HOLLYWOOD ROAD or neighbourhood, and available in January or February next, for the purpose of a Government School.

Applications to be forwarded to the Inspector of Schools.

By Command, A. LISTER,
Acting Colonial Secretary.

COLONIAL SECRETARY'S OFFICE,
Hongkong, November 23, 1889. 2223

HONGKONG RIPLE ASSOCIATION.

THE KWONG KWAN YEEN CUPS, value of \$200 and \$100 respectively, and TWO CONSOLATION CUPS value of \$100 each.

The 1st Stage of the FOURTH COMPETITION will be held on NEXT SATURDAY, the 30th November, at 2.15 p.m., commencing at 800 Yards. Entries for this Stage close on FRIDAY next, 29th November, at 5 p.m. Entrance Fee 30 Cents. There must be 10 Competitors present or no Competition can take place.

A SHELLTON HOOPER,
Hon. Secretary.
Hongkong, November 25, 1889. 2236

THE HONGKONG AND KOWLOON WHARF & GODOWN COMPANY, LIMITED AND REDUCED.

NOTICE is hereby given that the Undermentioned Shares in the HONGKONG & KOWLOON WHARF & GODOWN COMPANY, LIMITED AND REDUCED, viz.:

SCRIP No. 621 for 62 SHARES, Nos. 1890 to 1951, in the Name of ALFRED MONTE have been LOST, and should the same not be produced before the THIRTY-FIRST DAY of DECEMBER NEXT, NEW SCRIP will be issued to the said ALFRED MONTE, and the aforesaid SCRIP No. 621 will be thereafter treated by this Company as null and void.

For the HONGKONG & KOWLOON WHARF & GODOWN COMPANY, LIMITED AND REDUCED,
EDWARD OSBORNE,
Acting Secretary.

Hongkong, November 2, 1889. 2096

PIESSE & LUBIN'S SWEET SCENTS.

GOOD DRAUGHTSMAN and CLERK of WORKS in Hongkong on Three Years Engagement. Apply stating References, Salary and Full Particulars to H. W. L., c/o China Mail Office.

Hongkong, November 21, 1889. 2205

Business Notices.

LANE CRAWFORD & CO.

HAVE NOW UNPACKED THEIR FIRST SHIPMENTS OF

Children's Toys,

INCLUDING RUBBER AND WOOL TOYS FOR INFANTS, RAG DOLLS, WASHING DOLLS, DRESSED DOLLS, BALLS, PAINT BOXES, DRAWING SLATES, PUZZLES, BLOCKS, ROCKING HORSES, SWINGS, MASKS, CANNONS, WHEEL-BARROWS, NOAH'S ARKS, CARTS, STABLES, MAGNETTO TOYS, TOPS, BUCKETS, SPADES, MARBLES, EIFFEL TOWERS, YACHTS, GUN BOATS, BUTTERFLY NETS, LAMPS, SOLDIERS, TRIPOLES, GUNS, DRUMS, DOLLS' HOUSES, RAILWAYS.

AND ALL THE LATEST ENGLISH AND FRENCH NOVELTIES.

Christmas & New Year Cards.

LANE, CRAWFORD & CO.

Hongkong, November 13, 1889. 2153

Victoria Hotel,

Praya and Queen's Road Central, Hongkong.

THE Extensive and well-appointed Establishment, situated in one of the most central and airy positions in the Colony and commanding a splendid view of almost the entire harbour and within five minutes' walk of the principal Government Offices (including the Law Offices), &c., has recently been much enlarged and improved and is now one of the principal Hotels in the place.

The ROOMS are spacious, well ventilated and have just been refurnished in a most comfortable and handsome manner, suited to the requirements of the Far East. The Accommodation and Service of every kind will be found to be of the best description. An ample and varied TABLE D'HOTE is always provided and served in the spacious, large DINING HALL.

The HOTEL also contains a comfortable and convenient Reception, Reading, Billiard and Smoking Rooms.

The HOTEL is unsurpassed for comfort, convenience and quick service. Continental languages are spoken.

Messrs. DORABJEE & HING KEE,
Proprietors.

Hongkong, September 16, 1889. 1613

W. POWELL & Co.

EX STEAMSHIP GLENOROUGH. A SPLENDID ASSORTMENT OF BAIL FLOWERS and FEATHER MOUNTS. FANS, EVENING SHOES, HOSIERY. SILK and SUED GLOVES up to 36 inches in length.

W. POWELL & Co.

VICTORIA EXCHANGE, November 25, 1889. 2220

ROBERT LANG & Co.,

Tailors, Hatters, Shirtmakers and Gentlemen's Outfitters.

WE HAVE JUST OPENED OUT OUR NEW AUTUMN GOODS, consisting of A LARGE and CHOICE SELECTION of COATINGS for MORNING and EVENING DRESS. A very Stylish Lot of TWEEDS, New in Design and Material, and a varied Assortment of TROUSERS in all the Newest Patterns.

QUEEN'S ROAD (opposite HONGKONG HOTEL),
Hongkong, September 14, 1889. 1760

Intimations.

'IMPORTANT NOTICE.'

A. S. WATSON & Co., Ltd. INVITE special attention to their last Shipments of XMAS & NEW YEAR CARDS, JUST TO HAND.

A full Assortment of First-class Goods is now on View, including a Choice Selection of M. MONROE'S HAND PAINTED OILS, and all the latest Novelties of the best English and Continental Artists to be found in the Market.

CHRISTMAS CONFECTIONERY. We are now offering a good variety of this Class of Goods, all in splendid condition, at Moderate Prices, comprising: CHOCOLATE, GUMMIES, CANDIES, FRENCH SWEETS, BUTTER and SUGARED JORDAN ALMONDS, &c.

FANCY CRACKERS, &c.

PHOTOGRAPHY. We have just received and opened out a First-Class Assortment of NEW PATENT CAMERAS, LENSES and appliances of all kinds, suitable for both Amateurs and Professionals.

The Cameras and Lenses are of Exceptional quality, specially made for use in tropical climates and fitted with all the latest improvements.

CHEAP SETS of APPARATUS for AMATEURS and TRAVELLERS. Three sizes (viz.) 2, 4, and whole plate. Complete in strong Wood Cabinets.

Day Plates—Thomas, Ilford, Britannia, &c., kept in stock.

PHOTO QUESTIONAIRE and SPECIMENS of all kinds at Moderate Prices.

Hongkong, November 18, 1889. 2166

VICTORIA PUBLIC SCHOOL, YOKOHAMA.

THIS SCHOOL, situated in a very healthy position on the BLUFF, provides good EDUCATION for BOYS from 8 to 17. Boarders taken. Prospectus with Office of this Paper.

C. H. HINTON, M.A. Oxon,
Head Master.
330, CRICKET.

GENTLEMEN desirous of Playing in the HONGKONG & SHANGHAI BANKING CORPORATION, being the Property of the Undersigned, having been LOST, the Public are invited to apply to the Undersigned for the same.

50 Shares, B9001 3465/6 4445/53, L. MENDEL 2134/35. 14880/92, 61652/712. 10 Shares, B2009 3280/3289. 20 Shares, 214 33509/23 675/46/46. W.D. SING 1465/10. 10 Shares, B2269 27018/27032. W.H. GASKELL. 100 Shares. THE TRANSFER of these SHARES has been STOPPED at the Bank.

H. N. MODY.
Hongkong, September 6, 1889. 1704

Notice of Firm.

NOTICE.

IN Succession to HAJEE HAMED HAJEE ESACK, I have commenced Business as MERCHANT and COMMISSION AGENT in Hongkong, Canton and China, and Mr. ABDULLA KADARBEN, is duly authorised to sign my Agents' Affidavits.

MAROMED HAJEE ESACK ELMAAS.
Hongkong, November 16, 1889. 2177

Notices to Consignees.

UNION LINE.

NOTICE TO CONSIGNEES.

FROM LONDON AND SINGAPORE

THE Steamship *Langford*, Captain BARRISLOW, having arrived from the above Ports, Consignees of Cargo are hereby requested to send in their Bills of Lading to the Undersigned for countersignature, and to take immediate delivery of their Goods from alongside.

The Steamer is berthed at Kowloon and Cargo impeding her discharge will be at once landed and stored at Consignees' risk and expense, and no Fire Insurance will be effected.

All Claims against the Steamer must be presented to the Undersigned on or before the 3rd December, or they will not be recognised.

RUSSELL & Co.,
Agents.

Hongkong, November 26, 1889. 2239

INDO-CHINA STEAM NAVIGATION COMPANY, LIMITED.

FROM CALCUTTA, PENANG AND SINGAPORE.

THE Company's Steamship *Wingway*, having arrived from the above Ports, Consignees of Cargo by her are hereby informed that their Goods are being landed at their risk into the Godowns of the HONGKONG AND KOWLOON WHARF & GODOWN CO., Ltd., at Kowloon, whence delivery may be obtained.

Cargo remaining undelivered after the 1st December will be subject to rent. No Fire Insurance has been effected.

Consignees are requested to present all Claims for damages and/or shortages not later than the 7th December, otherwise they will not be recognised.

Bills of Lading will be countersigned by JARDINE, MATHESON & Co., General Managers.

Hongkong, November 26, 1889. 2235

STEAMSHIP YANGTZE.

COMPAGNIE DES MESSAGERIES MARITIMES.

NOTICE TO CONSIGNEES.

CONSIGNEES of Cargo from London ex Steamships *Guadiana* and *Manche*, from Havre ex Steamship *Guadiana*, and from London ex Steamship *Manche*, in connection with the above Steamer, are hereby informed that their Goods—with the exception of Opium, Treasures and Valuables—are being landed and stored at their risk at the Company's Godowns, Bowington, whence delivery may be obtained immediately after landing.

Optional Cargo will be forwarded out, unless intimation is received from the Consignees before TO-DAY (Saturday), at 1 p.m., requesting it to be landed here.

Bills of Lading will be countersigned by the Undersigned.

Cargo remaining undelivered after SATURDAY, the 30th November, at Noon, will be subject to rent, and landing charges at one cent per packet per diem.

All Claims must be sent in to the Undersigned before the 2nd December (Monday), or they will not be recognised.

No Fire Insurance has been effected.

CHAMPEAUX, Agents.

Hongkong, November 23, 1889. 2212

GLEN LINE OF STEAM PACKETS.

FROM LONDON, PENANG AND SINGAPORE.

THE Steamship *Glenorchy*, having arrived from the above Ports, Consignees of Cargo by her are hereby informed that their Goods are being landed at their risk into the Godowns of the HONGKONG AND KOWLOON WHARF & GODOWN CO., Ltd., at Kowloon, whence delivery may be obtained.

Optional Cargo will be forwarded unless notice to the contrary be given before 3 p.m. TO-DAY.

Cargo remaining undelivered after the 30th Instant will be subject to rent.

No Fire Insurance has been effected.

Consignees are requested to present all Claims for damages and/or shortages not later than the 7th December, otherwise they will not be recognised.

Bills of Lading will be countersigned by JARDINE, MATHESON & Co., Agents.

Hongkong, November 23, 1889. 2214

FROM HAMBURG, PENANG AND SINGAPORE.

THE S.S. *Cassiopea*, Captain THOMSON, having arrived from the above Ports, Consignees of Cargo are hereby requested to send in their Bills of Lading for countersignature by the Undersigned, and to take immediate delivery of their Goods from alongside.

Optional Cargo will be forwarded unless notice to the contrary be given before 10 a.m. on the 26th Instant, at 10 a.m.

Any Cargo impeding her discharge will be landed into the Godowns of the Kowloon Wharf and Godown Co., and stored at Consignees' risk and expense.

No Claims will be admitted after the Goods have left our Godowns, and all Goods remaining undelivered after the 1st Dec. will be subject to rent.

All broken, chafed, and damaged Goods are to be left in the Godowns, where they will be examined on the 1st Dec. at 4 p.m.

No Fire Insurance has been effected.

SIEMSEN & Co., Agents.

Hongkong, Novem. 25, 1889. 2231

Shipping.

Steamers.

DOUGLAS STEAMSHIP COMPANY, LIMITED.

FOR SWATOW, AMOY AND TAMSUI. The Co.'s Steamship *Edith*, Captain LEWIS, will be despatched for the above Ports on THURSDAY, the 28th Instant, at Daylight.

For Freight or Passage, apply to DOUGLAS LARRAIK & Co., General Managers.

Hongkong, November 25, 1889. 2235

FOR YOKOHAMA AND KOBE.

The Steamship *Cassiopea*, Captain O. H. THOMSON, will be despatched for the above Ports on THURSDAY, the 28th Instant, at 2 p.m.

For Freight or Passage, apply to SIEMSEN & Co., Agents.

Hongkong, November 26, 1889. 2242

FOR SHANGHAI.

The Steamship *Edith*, Captain F. SCHMIDT, will be despatched for the above Port on THURSDAY, the 28th Inst., at 4 p.m.

For Freight or Passage, apply to SIEMSEN & Co., Agents.

Hongkong, November 26, 1889. 2239

THE SCOTTISH ORIENTAL STEAMSHIP COMPANY, LIMITED.

FOR SWATOW, SINGAPORE AND BANGKOK. The Company's Steamer *Phra Chula Chom Klao*, Captain A. BARNES, will be despatched for the above Ports on FRIDAY, the 29th Instant, at Daylight.

For Freight or Passage, apply to YUEN PAT HONG, Agents.

Hongkong, November 26, 1889. 2232

UNION LINE.

FOR YOKOHAMA AND KOBE.

The Steamship *Langford*, Captain BARRISLOW, will be despatched for the above Ports on FRIDAY, the 29th Instant, at Noon.

For Freight or Passage, apply to RUSSELL & Co., Agents.

Hongkong, November 26, 1889. 2237

INDO-CHINA STEAM NAVIGATION COMPANY, LIMITED.

FOR SINGAPORE, PENANG AND CALCUTTA. The Co.'s Steamship *Wingway*, Captain ST. JOHN, will be despatched as above on SATURDAY, the 30th Instant, at Noon, instead of as previously advertised.

This Steamer has superior First-class Accommodation, specially constructed to meet the requirements of tropical climates.

For Freight or Passage, apply to JARDINE, M

and therefore be about as follows:—

Office Staff	\$9,488
Printing and Stationery	6,900
Copying clerks in, say, 6	2,880
departments, at \$480 each	
in addition to cost of Comptroller-General's establishment, say about £200, or	1,800
	\$17,568

The increased expenditure in Stationery and Postage would bring this up to \$18,000 more.

2. Now a small extra expenditure would well incurred in promoting efficiency. It is to be noted, however, that to show that an special Audit is not necessarily a more efficient Audit, and in view of the satisfactory working of the present Department, I do not think that even a less objectionable scheme of a local Audit carried out by an independent Auditor (which I admit would be to promote some advantages) would justify so considerable an annual expenditure.

A. LUTHER, Acting Colonial Secretary, Hongkong, 14th November, 1889.

Minute by the Governor.

I am fully convinced in the views expressed by the Secretary of State on two points:—(1) as to the expediency of having a local Auditor, apart from the Colonial Secretary, and (2) as to the propriety of the latter Officer being quite sufficient to fully occupy his own office; and (2) as to the advantage of providing for another audit of accounts which is entirely independent of the local government.

As regards (1) the Local Auditor, I agree with Mr. Lister that a salary of £1,000 with £3,500 is not nearly sufficient, as such an officer should in my opinion be one of the highest in the Government. And on the subject of (2) the independence of the audit, which I am unable to modify the view expressed by me in my despatches No. 114 of the 30th of March, at the return to the system of forwarding accounts for Audit in England would be costly mistake, and that the object of the much regretted by other means, and to do it more cheaply but with more effectivity and with more effective results.

While for this reason I trust that the Secretary of State may yet be inclined to reconsider this view, I do not feel justified in proposing compliance with his instructions; and I therefore desire that orders be placed on the Estimates a lump sum of \$15,000 for Audit.

G. WILLIAM DES VOEUX, 22nd November, 1889.

SUPREME COURT.
IN SUMMARY JURISDICTION.
(Before Mr. A. G. Wade, Acting Puisne Judge.)
Wednesday, Nov. 27.

SAMUEL C. BRANDT v. A. DUPRE ET AL TO RECOVER BROKERAGE.

This was a claim for \$25 alleged to be due as brokerage. Mr. Brandt appeared for the plaintiff, and Mr. Webster conducted his own case.

Mr. Webster said the claim was for brokerage due on 25 shares and 25 Dock shares sold by the plaintiff on the defendant's order.

Joseph Samuel, the plaintiff, said—I am a broker, and have acted as broker for defendant. I received instructions from him to sell 25 Shares and 25 Docks. I sold them; the brokerage is \$25. I asked for payment for my brokerage on the 15th of August, when refused to pay and told me to go to Mr. Dupre. The charge in each case, is 50 cents per share. That is a fair charge.

By Mr. Brandt—It was a time contract, for the end of August. I don't know if these shares were taken delivery of by the plaintiff. I said that in the August statement there were some Banks and some Luzzes. These were sold by Mr. Dupre as per your order. I did not ask Mr. Dupre at that time to pay me brokerage on these shares, because you promised me it afterwards yourself. The 25 shares were sold to Mr. Dupre. I asked him if he would sell to Mr. Dupre. I asked you for the brokerage on these shares, and the answer you gave me was to put me off.

His Lordship asked Mr. Brandt if he was going to prove that he paid the brokerage on the shares?

Mr. Brandt said he was going to prove that the brokerage was waived.

Cross-examination continued—I went to your office on 10th September about some Sugar shares for the end of October. I came for a letter of guarantee from you that I had bought from you only 25 China Sugars instead of 50 as the contract note stated.

His Lordship said he did not know what Mr. Brandt was driving at.

Mr. Brandt said that on the 10th September plaintiff came to see him about those Sugars. The shares were going down very rapidly and the defendant said he would be able to sell them for him. He said that he had a loss of about \$600 on the shares at that time and the plaintiff begged and prayed him to take \$250 on account of this transaction. He had not the cash then but said he would pay on 25th September. But the shares were sold on the 10th of August, and that finished all transactions between them, and the defendant said it did, on two occasions after that the defendant had an opportunity for deducting the brokerage he now claimed, but did not do so.

Mr. Samuel, in further cross-examination, said that on the occasion in question it was stated that everything was clear between them except this brokerage, and that the reason why he did not deduct the amount subsequently was because the defendant promised to pay him that separately.

His Lordship said that the plaintiff's stamp were not in the habit of carrying on a debt of this kind from one month to another, and that he had told the plaintiff he would not pay brokerage on the shares because they were not taken up. He admitted that the shares were sold by the plaintiff for the end of August, but contended that he afterwards waived his right to brokerage. He had made enquiries and found that the man the shares were sold to was not worth a cent, and on remonstrating with him for bringing him "a rotten man," he said, "Well, I am taking my own brock."

His Lordship said he agreed with the defendant that matters of this kind were not usually left over as this had been. His own impression was that there was an opinion about that brokerage which fell through like this one, but the plaintiff had succeeded in recovering brokerage in a similar case recently. As a matter of fact he believed that in such cases brokerage was not generally charged, but he thought the plaintiff was clearly entitled to it, but not in this case. There would therefore be judgment for the \$25, with costs.

In another case the same plaintiff sued the same defendant for \$50 due in 50 Puna, 50 China Sugars and 25 Lanes. The defendant disputed part of the claim, and after hearing evidence his Lordship gave judgment for \$37, making no order as to costs.

